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Attorneys for Defendant
THE BANK OF NEW YORK MELLON,
FKA THE BANK OF NEW YORK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

MELVIN KEAKAKU AMINA AND)	CIVIL NO. CV 11-00714 JMS BMK
DONNA MAE AMINA, HUSBAND)	
AND WIFE,)	DEFENDANT THE BANK OF NEW
)	YORK MELLON, FKA THE BANK
Plaintiffs,)	OF NEW YORK'S MOTION TO
)	DISMISS PURSUANT TO RULE
vs.)	12(b)(6), FED. R. CIV. P.;
)	MEMORANDUM IN SUPPORT OF
)	MOTION; DECLARATION OF
THE BANK OF NEW YORK)	JEFFREY H. K. SIA; EXHIBIT A;
MELLON, FKA THE BANK OF)	CERTIFICATE OF SERVICE
NEW YORK; UNKNOWN OWNER)	
OF THE FIRST NOTE; UNKNOWN)	Date:
OWNER OF THE SECOND NOTE;)	Time:
)	Judge:
Defendants.)	
)	No Trial Date Set

DEFENDANT THE BANK OF NEW YORK MELLON, FKA THE BANK OF
NEW YORK'S MOTION TO DISMISS PURSUANT
TO RULE 12(b)(6), FED. R. CIV. P.

Defendant THE BANK OF NEW YORK MELLON, FKA THE
BANK OF NEW YORK, by and through its attorneys, Ayabe, Chong, Nishimoto,
Sia & Nakamura, hereby moves this Court for an order dismissing Plaintiffs'
Complaint for failure to state a claim upon which relief can be granted. A copy of
said Complaint is attached as Exhibit "A."

This motion is based on Rule 12(b)(6) of the Federal Rules of Civil
Procedure, the declaration of counsel and exhibit attached hereto, and the records
and file in this case.

DATED: Honolulu, Hawaii, December 22, 2011.

/s/ Jeffrey H. K. Sia
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